

Bruntmeyer Wins.

A decision of unusual importance has just been handed down by the Kansas City Court of Appeals, to-wit: that of Charles J. Bruntmeyer versus Squaw Creek Drainage District, No. 1. This suit has been in court about eleven years, and all the attorneys who were originally in the case are dead. The suit arose as follows: Mr. Bruntmeyer owned and lived upon a farm along the White Cloud road, west of Forest City, when the Squaw Creek Drainage District constructed its main ditch to the Missouri river. It crossed the road at a point adjoining Mr. Bruntmeyer's land, on the east, and ran along the east line of his land the whole length of his farm, but none of his lands were within the district. Prior to the construction of the main ditch, in which work the dredge boat alone was employed, what was called a "preliminary ditch" was, by the district, constructed with teams, plows, scrapers, etc., along the line where the said main ditch was to be located, for the purpose of carrying off the surplus waters from the low lands south of Napier, while waiting for the dredge boat to reach that vicinity—the boat, necessarily, begun its work in the bottom near Mound City. Prior to the digging of the "preliminary ditch," Mr. Bruntmeyer had depended upon the "old slough," that ran around by Forest City, for drainage of his lands, but when the "preliminary ditch" was made and crossed the slough, a levee or dyke was, by the drainage district, constructed on the east side of the ditch, clear across the slough, thus shutting off Bruntmeyer's drainage; but, as the "preliminary ditch" reached out to the river, no dyke was made across the slough on the west side of the ditch, thus leaving an opening for the waters from Mr. Bruntmeyer's land to flow into the ditch, and thence into the Missouri river. This was not a very satisfactory arrangement with Mr. Bruntmeyer, for the reason that it was spring-time of the year, and if the Missouri river got high, which it was liable to do, the ditch to the river would allow the river water to back up at once and overflow all his lands; and the river did get high, later, when the dredge boat was approaching, when the rains fell almost in torrents, the floods came, and there was high water everywhere in that vicinity. Dykes were hurriedly constructed across the ditch in a few places to try to keep the river water out, but these met with indifferent success, and Mr. Bruntmeyer's crops (then probably knee high) were in great danger of destruction. About this time the dredge boat reached the White Cloud road, and large amounts of water poured out ahead of it, down the "preliminary ditch," there being no dyke on the west side of the ditch, where it crossed the Forest City slough, of course, this water ran out onto Mr. Bruntmeyer's land, and together with the vast rain waters that had fallen, and some "back water" from the river, his lands were overwhelmed, and his crops destroyed.

In 1906, Mr. G. W. Murphy and J. W. Stokes, as attorneys for Mr. Bruntmeyer, brought suit against the drainage district, to the circuit court, for \$700.00 damages for the destruction of said crops. The evidence showed all the said sources from which said waters came and the value of the crops, but the jury gave a verdict for only \$150.00, presumably upon the theory that only this per cent of the damages sustained by Bruntmeyer had been caused by the acts of the district. Mr. T. C. Dungan, who represented the district as its attorney, took an appeal to the Kansas City Court of Appeals. Before the case was reached for hearing by that court, Mr. Murphy died, and Mr. Frank Petree was called upon to assist Mr. Stokes there. After a full consideration of the matter by that court, when the case was finally reached, the judges concluded to certify it down to the Supreme Court at Jefferson City. In the meantime Mr. Stokes died, and H. T. Alkire was employed by Mr. Bruntmeyer to go to Jefferson City and look after the case there. Also, about this time, W. H. Richards was employed by the district with, or following Mr. Dungan, and he went to Jefferson City, too. The case was heard there in October, 1914, and nothing more was known of the matter then until December 11, 1915, when the court certified it back to Kansas City. It was then docketed for the last March term, and Robert L. Minton, for the district, and Judge O'Fallon, for Mr. Bruntmeyer, went to Kansas City, and presented the case to the court. This was some two months ago, and now the court hands down an opinion, in which all the judges concur, affirming the judgment of the circuit court here. This has been a long-drawn-out and hard-fought case, covering about eleven years of time, and costing either side probably several times the amount of the judgment, but it decides a point of law that has never heretofore been directly passed upon by the higher courts of this state, to-wit: Is a drainage district liable, at all, for its tortious acts? The main point contended for, on the part of the defense, all along the line of litigation, from the time the case was tried here by Mr. Dungan until the final hearing at which Mr. Minton appeared, was that drainage districts, under the laws of Missouri, were like counties, townships and school districts in this, that they could not be sued for damages at all—no matter what they would; by their officers, either do or fail to do. The court now holds differently.

—Mutual Giant Spark Plugs for Autos. Guaranteed for life of engine for \$1.00. The VARIETY STORE.
—Miss Mae Zachman left Wednesday of this week for Springfield, Illinois, where she will visit her brother, Rev. R. H. Zachman and family. From there she will go to Evanston, Illinois, to attend the commencement of her Alma Mater, the Northwestern University; then she will go to New York and enter the Columbia University, where she will spend a year. She is one of those women who believe there is "room up-stairs."

IS GLAD TO SPEAK WORD FOR FRIEND

Frank Cheun Declares He's Pleased to Indorse Tanlac For All.

St. Joseph, Mo., May 23, 1917.—"I'm glad to speak a word of praise for Tanlac, as it certainly has proved a real friend to me," Frank Cheun, of 832 Garden street, this city, machineist, said on February 3.
"For twelve years I have suffered from stomach trouble," he continued. "My stomach was in a soured condition all the time. Gas formed in my stomach after eating and caused bloating and belching. I also was very nervous and couldn't sleep at night. I got up every morning with a dull headache and felt tired and worn out."
"I had tried medicine after medicine after medicine without any of them doing me the least good but Tanlac has done the work. My appetite has improved and I can eat without the gas forming in my stomach and the bloating and belching. I rest perfectly at night, now. I get up feeling fine and am never tired or worn out and the headaches have disappeared."

Tanlac, the Master Medicine, is especially beneficial for stomach, liver and kidney trouble, loss of appetite, catarrhal complaints, and after effects of la grippe, pneumonia, severe colds and coughs and the like.
Tanlac is being introduced and explained in Oregon at Henninger's Drug Store, Leading Prescription Druggists.

Two Score and Seven.

On Saturday evening of last week, May 19, Craig Lodge, No. 211, I. O. O. F., celebrated the 49th year of its organization, having come into existence on that date in 1870, by a charter being granted by the Grand Lodge. The lodge was put in working order by a delegation from King Hill Lodge, of St. Joseph, and from Oregon Lodge, composed of Wm. Kaucher, F. S. Rostock, J. H. C. Curtis and Samuel Herschberger, all of these are now dead.

The charter members of the Craig Lodge were: C. E. Barnes, Lawrence Welch, John Elmore, Hiram McKinney and F. F. Farnsworth. The whole bunch were office holders—the first was the N. G.; the second, V. G.; the third, secretary, the fourth, treasurer, and the fifth, the warden.
The first initiates were R. W. Scott and George W. Jester. Following these came many petitioners, and the lodge was busy every meeting night for many months, taking the novices down the road to Jericho.

In 1893 the lodge took upon itself the burden of building a business house and fraternity hall at a cost of \$7,800. This load was carried until May 4, 1908, when the mortgage was lifted, and on May 19, 1908, the lodge celebrated this event on its 38th anniversary. This lodge room is 35 by 70 feet, and is one of the largest and finest in Northwest Missouri.
In 1915 the lodge purchased 40 acres near the city from Emmett Gaffney, and had it surveyed and laid out for cemetery purposes, and in time it will be the most beautiful of the silent cities in our county.

—Any one needing a farm hand, inquire of Emil Martin.
—Money to Lend on Farms—Borrower has option to pay part or all of principal at any time. Most liberal terms ever afforded. Call, write or phone to us. Costs you nothing; saves you money.
THE Sisson Loan & Title Co., Offices over Nodaway Valley Bank, Maryville, Missouri.

Gold Dollar Flour

Every Sack guaranteed to give satisfaction.

Shorts, Corn Chops.

We sell Cane Sugar at \$9.75 Saturday.

Subject to Market Change.

Watson's Cafe.

Mothers of Men.

"Mothers' Day," which had its annual observance at the M. E. church, on Sunday last, May 20, carried this year a greater significance and a tenderer sentiment than have attached to its previous observances. This year there was added to the need of homage we gladly pay to mothers of our race an element new to this generation of Americans—an element in which are blended profound admiration and heartfelt sympathy. For on this occasion our thoughts cannot fail to turn with especial reverence to the mothers of the nation's defenders—the mothers of the soldier boys.

In this hour mother rises to a new dignity and a higher plane of exaltation. She is the mother of the nation. Here is the gift that will make its defense possible and its preservation secure. In the ensuing year we shall ask much of her—much of sacrifice, of fortitude, of anxiety, and perhaps of suffering and sorrow. But we know that it will all be given, for we know mother.

The debt of gratitude we owe to mother is a very old story, and the tales of her sacrifice and sufferings have been told and retold and written and sung through all the years that men have fought and women have wept. It will be hard for us to think or say or do anything in tribute to her today that has not been said and done in the past. But it is a very tender sentiment, however expressed, and its repetition is ever sweet to mother's ear. So we shall make no mistake in telling or showing her the simple fact of our reverent appreciation.

The exercises at the church consisted of an appropriate program devoted to mother and the home by their pastor, Reverend C. F. Hand. Special musical numbers were rendered by the choir, composed of mothers, and a quartette composed of Messrs. Dr. J. C. Whitmer, George and William Schulte and Reverend C. F. Hand.

The chancel and pulpit were suitably decorated with living flowers. Each lady entering the church was honored with a pink carnation for the living or white in memory of the dead. These were placed upon the bosom by members of the Epworth League.
The Baccalaureate Sermon.
The baccalaureate service for the 1917 class of the Ridgeway high school was held at the Methodist church, Sunday night. The church was crowded to its utmost capacity, and standing room was at a premium. The sermon was preached by Rev. J. Howard Thompson, and it was said by many who heard it to be one of the most fitting sermons ever delivered before a Ridgeway audience. Special music was rendered, and the entire service was much appreciated by the large congregation assembled—Ridgeway Journal.

Rev. Thompson was pastor of the M. E. church here in 1913-14, and his many friends here are pleased to thus hear from him.

T. W. Evans Commander.

Thomas W. Evans, of the First National Bank of St. Joseph, was chosen department commander of the G. A. R., of Missouri, at its session, held at Springfield, last week. O. H. Giffin, of Kansas City, was chosen Sr. Vice, and P. W. Bahl, of Springfield, Jr. Vice. Ben F. Morgan represented Meyer Post, of this city, and has returned, reporting a very enjoyable meeting. He will tell the Post about it at its meeting at the home of D. P. Dobyns tomorrow, Saturday, May 26. Captain Evans has many friends throughout this section of the state who will be delighted to know of this recognition being bestowed upon him, and Meyer Post feels especially gratified at his election.

They Are Now One.

John Robert Mariner and Miss Abbie, daughter of T. O. Kreck and wife, of this neighborhood, went to St. Joseph, last Saturday, May 19, and while there obtained their nuptial permit to become husband and wife, and now Abbie and John are as happy as happy can be. They are a fine couple—no better young people are to be found anywhere, and we wish them all the happiness possible, and they will begin life together in a cottage "built for two" by the groom in the Bluff City section, near the Schlottzauer place.

How They Do Puff.

With the temperature near the 90-degree mark one can imagine the strain that Robert L. Minton, F. O. Westfall, Wm. H. Gillis, John Shipley and Jay E. Minton are not put to by the intensive training they are now undergoing at the officers' training camp at Fort Riley. They are undergoing daily drills and hikes that are loosening up their joints and taking the stiffness and awkwardness out of their movements. They are standing their work well, and are said to be in fine condition, and are really enjoying life.

A New Cottage.

The county court, while in session Thursday of last week, let the contract for the material for the building of a new four-room cottage at the poor farm to Ruley & Kunkel, of this place. The cottage will be 28 by 28 feet, with front and back porches. The work will be done by piece labor, assisted by those of the poor farm who are able to help.

—Four members of the graduating class of this year's class of the Oregon high school will begin life's activities by teaching the ensuing year. Miss Rowena Pierce has been employed to teach the White school; Miss Ethel Kreck, Mayflower school; Miss Anna Markt, Bluff City, and Miss Gladys Moore, the Culp school. All were students of the Teacher-Training course in the high school, and we wish them all success. We are also sorry to state that this course has been eliminated from our school for next year.

THE ONLY THING TO FEAR IS FEAR.

We refuse to be perturbed by the alarmist, the pessimist and by the timid who see things at night.

As prophets in the past they have a batting average of about .001. The only times they hit the truth is when they themselves created the conditions they feared by fearing them.

Our slogan during these earnest times is

"KEEP BUSINESS GOING"

We shall retrench in nothing, cancel nothing, fear nothing. Our faith in the existing and eternal prosperity of the United States of America is immovable.

We shall continue with enthusiasm to take care of the people's needs, in home furnishings.

We believe that this is the very time of all times you should buy what you want—whether it be in our line or in any other.

The only way to stop your business is to stop the other fellow's. The only thing to fear is fear.

The Emil W. Martin Furniture Co.

"FURNITURE OF MERIT ONLY"

OREGON, MO.

—Omer Williams, of the Oakland district, had a car load of cattle and one of hogs on the St. Joseph market, Wednesday of last week.
—FOR SALE—A Gasoline Hay Press, in good condition. Call on or address, Bert Dreher, Oregon, Mo., Route 3.
—Mrs. Alberta Green-Murphy is attending the annual state meeting of the county superintendents of schools, in session at Jefferson City, this week.

G. A. R. Attention.
Members of Meyer Post will meet at the home of D. P. Dobyns, on tomorrow, Saturday, May 26, at 2 p. m., instead of at the home of T. G. Frye as previously announced.
—The family of Archie Carson, northwest of here, was quarantined last Saturday on account of a member of the family having the smallpox in a very mild form.

—For Sale—Several pieces of furniture. Call at the residence of Mrs. Rebecca Proud.
—Lost—A three-inch casing from side of car. Please return to Dr. E. F. Kearney and receive suitable reward.
—William T. Clark and Miss Marie Keller, both of Craig, hid themselves to St. Joseph, last Saturday, May 19, and while there secured their marriage license.

ENORMOUS POOL OF OIL

ON THE TERRITORY OF THE

CAP ROCK OIL COMPANY

According to the Geological Structural Conception by PROF. WILLIAM HENRY DRUMMET, World Renowned Mineralogist and Oil Specialist

WM. HENRY DRUMMET
MINERALOGIST
AND OIL SPECIALIST

TEXAS OFFICE
HOUSTON, 2715 Baldwin
Phone Hadley 2232

March 20, 1917.

Cap Rock Oil Company,
Mobile, Alabama,
Gentlemen:

I have made a careful examination and geological survey of your holdings, twelve miles southwest of Mobile, Alabama, and am pleased to state that I found the various indications that characterize an oil field in the Gulf Coast Country.

The general contour and lay of the land, with its oblong elevated SALT DOME, some three hundred feet above sea level, present a structural condition—a true anticline, well suited to the accumulation of both oil and gas in large quantities. The gas mounds and blow-outs, oil and gas seepages, asphalt and soda beds, taken together with the peculiar leaching of the soil and a discoloration of the rocks, all point very indicatively to a petroleum find.

Tests made with the Wireless Oil and Gas Tracer indicate four distinct oil gas bearing formations, approximately estimated to be found near the 1200 and 1400 foot levels near the crown of the dome and farther down the slope near the 2700 and 3000 foot levels. The Cap Rock formation lies near the crown of the dome, carries a heavy gas pressure and should therefore make large producing wells of the Coastal Gusher type.

Geologically this formation belongs to the Gulf Coast series, lies well within the oil belt, and is the resultant of a large salt dome accumulation made possible by vicious disturbance in the Gulf Coast Fault line, such as has given rise to the various oil fields in the Coastal planes.

Thoroughly satisfied that you have on your holdings an oil field of large proportions, that, with the proper location of the wells and the careful management should yield large returns, I remain,

Very respectfully yours,

WM. H. DRUMMET.

For any information regarding this land see T. P. Fitzmaurice.